

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
CALIFORNIA

Firsov v. Austrian Airlines AG

Firsov · No. 25-cv-03504-PCP · Decided August 14, 2025

OPINION

Firsov v. Austrian Airlines AG

PER CURIAM.

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4 UNITED STATES DISTRICT COURT

5 NORTHERN DISTRICT OF CALIFORNIA

6 7 SERGEY FIRSOV, Case No. 25-cv-03504-PCP 8 Plaintiff,

ORDER TO SHOW CAUSE

v. 9

10 AUSTRIAN AIRLINES AG,

Defendant. 11 12 13 Plaintiff Sergey Firsov, proceeding without counsel, commenced the instant
action against 14 defendant Austrian Airlines AG. Before the Court is the July 21, 2025 report and
recommendation 15 to dismiss this case based on (1) Firsov’s failure to pay filing fees; and (2) the
Court’s lack of 16 subject matter jurisdiction over Firsov’s action. Firsov has since paid the
required filing fee. 17 Although Firsov has remedied one of the issues addressed in the report and
18 recommendation, he has not responded to the report’s concerns regarding the Court’s
jurisdiction. 19 The Court therefore orders Firsov to show cause by September 12, 2025 why this
action should 20 not be dismissed for lack of subject matter jurisdiction. See *Henderson v.*
Shinseki, 562 U.S. 428, 21 434 (2011) (“[F]ederal courts have an independent obligation to ensure
that they do not exceed the 22 scope of their jurisdiction, and therefore they must raise and decide
jurisdictional questions that 23 the parties either overlook or elect not to press.”); see also *Mashiri*
v. Dep’t of Educ., 724 F.3d 24 1028, 1031 (9th Cir. 2013) (“[F]ederal courts have a continuing,
independent obligation to 25 determine whether subject matter jurisdiction exists.”). 26 IT IS SO
ORDERED. 27 Dated: August 14, 2025 P. Casey Pitts 2 United States District Judge 3 4 5 6 7 8 9
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